



# GENERAL ASSEMBLY

## COMMONWEALTH OF KENTUCKY

### 2009 REGULAR SESSION

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HOUSE BILL NO. 117

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THURSDAY, FEBRUARY 12, 2009

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The following bill was reported to the Senate from the House and ordered to be printed.

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TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY R. Adler

AN ACT relating to retirement.

***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

1        ➔ Section 1. KRS 61.565 is amended to read as follows:

- 2        (1) Each employer participating in the State Police Retirement System as provided for  
3        in KRS 16.505 to 16.652, each employer participating in the County Employees  
4        Retirement System as provided for in KRS 78.510 to 78.852, and each employer  
5        participating in the Kentucky Employees Retirement System as provided for in KRS  
6        61.510 to 61.705 shall contribute annually to the respective retirement system an  
7        amount equal to the percent, as computed under subsection (2) of this section, of the  
8        creditable compensation of its employees to be known as the "normal  
9        contributions," and an additional amount to be known as the "past service  
10       contribution" which shall be computed by amortizing the total unfunded past  
11       service liability over a period of thirty (30) years using the level-percentage-of-  
12       payroll method. This method shall be used beginning with the 1990 actuarial  
13       valuation. The initial thirty (30) year amortization period shall begin with the 1990  
14       valuation. Any significant increase in past service liability due to benefit  
15       improvements after the 1990 valuation shall be amortized using the level-  
16       percentage-of-payroll amortization method over a separate thirty (30) year period  
17       commencing in the year of the actuarial valuation in which the benefit  
18       improvements are first reflected.
- 19       (2) The normal contribution rate shall be determined by the entry age normal cost  
20       funding method. The past service liability shall be determined by actuarial method  
21       consistent with the methods prescribed for determining the normal contribution rate.  
22       Normal contributions and the past service liability contribution shall be determined  
23       on actuarial bases adopted by the board.
- 24       (3) Normal contribution and the past service contribution rates shall be determined by  
25       the board on the basis of the annual actuarial valuation last preceding the July 1 of a

1 new biennium. The board may amend contribution rates as of July 1 of the second  
2 year of a biennium, if it is determined on the basis of a subsequent actuarial  
3 valuation that amended contribution rates are necessary to satisfy the requirements  
4 of subsections (1) and (2) of this section.

5 (4) The system shall advise each employer prior to the beginning of each biennium, or  
6 prior to July 1 of the second year of a biennium, of any change in the employer  
7 contribution rate. Based on the employer contribution rate, each employer shall  
8 include in the budget sufficient funds to pay the employer contributions as  
9 determined by the board under subsections (1) to (3) of this section.

10 (5) (a) It is the intent of the General Assembly to begin phasing into the full  
11 actuarially required contribution rates for the Kentucky Employees Retirement  
12 System and the State Police Retirement System.

13 (b) For the employer contribution rate for the Kentucky Employees Retirement  
14 System pertaining to nonhazardous employees, it is the intent of the General  
15 Assembly to work towards the goal of contributing the actuarially required  
16 employer contribution as follows:

- 17 1. Forty-four percent (44%) of the actuarially required contribution for the  
18 fiscal year beginning July 1, 2010;
- 19 2. Forty-eight percent (48%) of the actuarially required contribution for the  
20 fiscal year beginning July 1, 2011;
- 21 3. Fifty-three percent (53%) of the actuarially required contribution for the  
22 fiscal year beginning July 1, 2012;
- 23 4. Fifty-seven percent (57%) of the actuarially required contribution for the  
24 fiscal year beginning July 1, 2013;
- 25 5. Sixty-one percent (61%) of the actuarially required contribution for the  
26 fiscal year beginning July 1, 2014;
- 27 6. Sixty-five percent (65%) of the actuarially required contribution for the

1                   fiscal year beginning July 1, 2015;

2                   7.   Sixty-nine percent (69%) of the actuarially required contribution for the  
3                   fiscal year beginning July 1, 2016;

4                   8.   Seventy-three percent (73%) of the actuarially required contribution for  
5                   the fiscal year beginning July 1, 2017;

6                   9.   Seventy-seven percent (77%) of the actuarially required contribution for  
7                   the fiscal year beginning July 1, 2018;

8                   10. Eighty-one percent (81%) of the actuarially required contribution for the  
9                   fiscal year beginning July 1, 2019;

10                  11. Eighty-five percent (85%) of the actuarially required contribution for the  
11                  fiscal year beginning July 1, 2020;

12                  12. Eighty-nine percent (89%) of the actuarially required contribution for  
13                  the fiscal year beginning July 1, 2021;

14                  13. Ninety-three percent (93%) of the actuarially required contribution for  
15                  the fiscal year beginning July 1, 2022;

16                  14. Ninety-seven percent (97%) of the actuarially required contribution for  
17                  the fiscal year beginning July 1, 2023; and

18                  15. One hundred percent (100%) of the actuarially required contribution for  
19                  the fiscal year beginning July 1, 2024.

20           (c)   For the employer contribution rate for the Kentucky Employees Retirement  
21           System pertaining to hazardous employees, it is the intent of the General  
22           Assembly to work towards the goal of contributing the full actuarially  
23           required employer contribution as follows:

24                  1.   Seventy-six percent (76%) of the actuarially required contribution for  
25                  the fiscal year beginning July 1, 2010;

26                  2.   Seventy-nine percent (79%) of the actuarially required contribution for  
27                  the fiscal year beginning July 1, 2011;

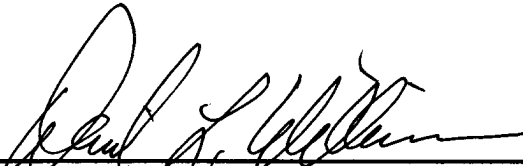
- 1           3.   Eighty-three percent (83%) of the actuarially required contribution for
- 2                 the fiscal year beginning July 1, 2012;
- 3           4.   Eighty-six percent (86%) of the actuarially required contribution for the
- 4                 fiscal year beginning July 1, 2013;
- 5           5.   Eighty-nine percent (89%) of the actuarially required contribution for
- 6                 the fiscal year beginning July 1, 2014;
- 7           6.   Ninety-two percent (92%) of the actuarially required contribution for the
- 8                 fiscal year beginning July 1, 2015;
- 9           7.   Ninety-five percent (95%) of the actuarially required contribution for the
- 10                fiscal year beginning July 1, 2016;
- 11           8.   Ninety-eight percent (98%) of the actuarially required contribution for
- 12                the fiscal year beginning July 1, 2017; and
- 13           9.   One hundred percent (100%) of the actuarially required contribution for
- 14                the fiscal year beginning July 1, 2018.
- 15       (d)   For the employer contribution rate for the State Police Retirement System, it is
- 16               the intent of the General Assembly to work towards the goal of contributing
- 17               the full actuarially required employer contribution as follows:
- 18           1.   Sixty percent (60%) of the actuarially required contribution for the fiscal
- 19                year beginning July 1, 2010;
- 20           2.   Sixty-five percent (65%) of the actuarially required contribution for the
- 21                fiscal year beginning July 1, 2011;
- 22           3.   Seventy percent (70%) of the actuarially required contribution for the
- 23                fiscal year beginning July 1, 2012;
- 24           4.   Seventy-five percent (75%) of the actuarially required contribution for
- 25                the fiscal year beginning July 1, 2013;
- 26           5.   Eighty percent (80%) of the actuarially required contribution for the
- 27                fiscal year beginning July 1, 2014;


- 1           6. Eighty-five percent (85%) of the actuarially required contribution for the
- 2           fiscal year beginning July 1, 2015;
- 3           7. Ninety percent (90%) of the actuarially required contribution for the
- 4           fiscal year beginning July 1, 2016;
- 5           8. Ninety-five percent (95%) of the actuarially required contribution for the
- 6           fiscal year beginning July 1, 2017;
- 7           9. Ninety-eight percent (98%) of the actuarially required contribution for
- 8           the fiscal year beginning July 1, 2018; and
- 9           10. One hundred percent (100%) of the actuarially required contribution for
- 10          the fiscal year beginning July 1, 2019.

11   **(6) Notwithstanding any other provision of KRS Chapter 61 to the contrary, the**  
 12   **board shall establish employer contribution rates for the County Employees**  
 13   **Retirement System that will phase in to the full actuarially required contribution**  
 14   **for the health insurance fund over a ten (10) year period using the 2007-2008**  
 15   **fiscal year employer contribution for the health insurance fund as a base**  
 16   **employer rate and incrementally increasing the employer rate from fiscal year**  
 17   **2008-2009 through fiscal year 2017-2018.**

18   ➔Section 2. The provisions of subsection (6) of Section 1 of this Act shall  
 19   become effective for the contribution rates paid by employers participating in the County  
 20   Employees Retirement System on or after July 1, 2009. The board of trustees of the  
 21   Kentucky Retirement Systems shall take necessary action prior to July 1, 2009, to  
 22   establish employer contribution rates for the County Employees Retirement System based  
 23   upon the phase-in for the health insurance fund as required by subsection (6) of Section 1  
 24   of this Act.

  
\_\_\_\_\_  
Speaker-House of Representatives

  
\_\_\_\_\_  
President of Senate

Attest:   
\_\_\_\_\_  
Chief Clerk of House of Representatives

Approved   
\_\_\_\_\_  
Governor

Date March 24, 2009